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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.876 OF 2007

Abdul S. Khan & Ors. ... Petitioners

Vs.

The State of Maharashtra & Ors. ... Respondents

Mr. Shekhar Ingawle i/b Mr. Ashok Misal for the petitioners.

Ms. U.V. Kejariwal, A.P.P. for the State.

CORAM : SMT. RANJANA DESAI &
D. B. BHOSALE, JJ.

DATED : 19TH JUNE, 2007.

P.C.:-

1. The petitioners are seeking modification of order dated 12/1/2007 passed by respondent 2. The petitioners are seeking release of tankers on indemnity bond instead of bank guarantee. Reliance is placed on the judgment of this court annexed at Exhibits-"F" and "G" to the petition. The petitioners' case is that their case is on par with the cases of the petitioners in whose cases, Exhibits-"F" and "G" are passed. If that is so, the petitioners should approach respondent 2 with the copies of the orders at Exhibits-"F" and "G". If the petitioners approach respondent 2, respondent 2 shall consider passing appropriate orders on the basis of the orders at Exhibits-"F" and "G". In case, respondent 2 is not inclined to modify the order, he should

record his reasons. The learned counsel for the petitioners states that such an application will be made within a period of one week from today. We direct that if such an application is made, respondent 2 shall pass appropriate order within one week thereafter. The petition is disposed of.

2. All concerned to act on the authenticated copy of this order.

[SMT. RANJANA DESAI, J.]

[D. B. BHOSALE, J.]